

of the probable duration of life, it appears, that the value of a woman's dower is as follows. If under thirty years of age, one-sixth; above thirty and under thirty-six, two-thirteenths; above thirty-five and under forty, one-seventh; above forty and under forty-five, two-fifteenths; above forty-six and under fifty-one, one-eighth; above fifty-one and under fifty-six, one-ninth; above fifty-five and under sixty-one, one-tenth; above sixty and under sixty-seven, one-twelfth; above sixty-six and under seventy-two, one-fourteenth; above seventy-two and under seventy-seven, one-eighteenth; and above seventy-seven, one-twentieth.'

On the 14th day of December, 1819, *Clement Dorsey* and *Samuel Chapman*, filed their bill in this court against *Charles S. Smith*, in which bill, among various other circumstances, it was stated, that *Henry A. Smith*, on the 17th of July, 1802, made his last will in which he said, 'I do hereby give and bequeath to my said wife *Dicandia S. Smith*, during her natural life, all the land whereon I now live, near and adjoining Benedict, Leonardtown, in Charles county.' And again, 'After the death of my beloved wife *Dicandia S. Smith*, I give to my brother *Charles S. Smith*, all my land where I now live adjoining Benedict, Leonardtown, in Charles county, to him and his heirs for ever. My will is, that in one year after my brother enters into the possession of the above land, he pay to my sisters *Margaret* and *Mary Wheatly*, or to their heirs, five hundred pounds current money (\$1,333 33 $\frac{1}{3}$) each, for the due performance of which I hereby make the said land liable.'

After which *Henry A. Smith* died leaving his widow, devisee, and legatees then alive, and his widow then and ever since a resident of Charles county. The plaintiff *Dorsey* married the widow *Dicandia*, and purchased of the defendant *Charles S. Smith*, the remainder so devised to him clear of all charge of the legacies for the payment of which it was so made liable. But the defendant having failed to satisfy those legacies, the plaintiff *Dorsey*, on the 17th February, 1817, bought one of them for the sum of \$1,101, and claimed a credit for that amount on the bond by which he and the plaintiff *Chapman*, were bound to the defendant for the purchase money of the estate in remainder.

On the 9th of December, 1823, the auditor made and filed a report in which he says. 'For the legacy bought by the complainant *Dorsey*, he has credited a sum, \$560 22, as with simple interest for twenty-three years, the probable duration of *Mrs. Dorsey's* life and one year after, would amount to £500; (1,333 33 $\frac{1}{3}$),